

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – PR&RD Dept. – ACB Trap Case – Smt.K.Neelavathamma, Mandal Parishad Development Officer (Retd.), Rayachoti, YSR Kadapa Dist. – Hon'ble A.P. High Court Orders - Further action dropped – Orders – Issued.

PANCHAYAT RAJ & RURAL DEVELOPMENT (VIG. IV) DEPARTMENT

G.O.RT.No. 1185

Dated 31.12.2014

Read the following:

1. From the D.G., ACB, A.P., Hyderabad C.No. 27/BCT-TCD/99, dt. 27.2.1999.
2. Hon'ble APAT interim orders dt. 19.4.1999 in O.A.No. 1648/99.
3. From the CPR&RE, Hyderabad Lr. No. 3631/CPR-I2/99, dt. 26.5.99.
4. From the D.G., ACB, Hyderabad C.No.27/RCT.TCD/99, dt. 24.7.99.
5. G.O.Ms.No.52 PR&RD (Estt.VII) Dept., dt. 11.2.2000.
6. CPR&RE, Hyderabad procs. No. 3631/CPR/DS-2/99, DTT.10.8.2000.
7. G.O.Rt.No.307 PR&RD (VS.II) Dept., dt. 10.3.2003.
8. Judgement of the Hon'ble Spl. Judge for SPE&ACB Cases, Nellore dt. 16.9.2005 in C.C. No. 6/2000.
9. From the D.G., ACB, Hyderabad Rc.No.27/RCT-TCD/99, dt. 7.10.2005.
10. Hon'ble APAT orders dated 25.4.2008 in O.A. No. 3910/2006.
11. Govt. Memo No. 98/Vig.III/2001-8 PR&RD Dept., dt. 5.3.2009.
12. Hon'ble APHC orders dated 5.12.2012 in Criminal Appeal No. 1446/2005.

ORDER:

In the ref. 1st read above, based on the preliminary report of the Director General, Anti Corruption Bureau, Hyderabad in respect of Smt.K.Neelavathamma, Mandal Parishad Development Officer, Rayachoti, Kadapa Dist., was trapped on 13.2.1999, when she demanded and accepted an amount of Rs.600/- from the complainant and requested to place Smt.K.Neelavathamma under suspension with immediate effect as she involved in bribe case. The Commissioner, PR&RE, Hyderabad vide their proceedings dated 19.3.1999 has placed Smt.K.Neelavathamma, M.P.D.O., Rayachoti Mandal, Kadapa Dist., under suspension until the conclusion of the disciplinary proceedings.

2. In the ref. 2nd read above, the Hon'ble A.P.A.T. in its orders dated 19.3.1999 in O.A.No.1648/199 filed by Smt.K.Neelavathamma, MPDO, Rayachoti, Kadapa Dist., suspended the suspension orders of the Commissioner, PR&RE, Hyderabad.

3. In the ref. 3rd read above, the Commissioner, PR&RE, Hyderabad has reinstated Smt.K.Neelavathamma into service based on the orders of the Hon'ble APAT dated 19.3.99, pending finalization of disciplinary case.

4. In the ref. 4th read above, the Director General, Anti Corruption Bureau, Hyderabad has requested the Government to prosecute Smt.K.Neelavathamma in a Court of Law. Accordingly, in the ref. 5th read above, Government have issued prosecution Sanction orders against Smt.K.Neelavathamma, MPDO, Rayachoti, Kadapa Distt., and the Commissioner, PR&RE, Hyderabad was requested to place Smt.K.Neelavathamma under suspension in terms of the instructions issued in U.O.Note No. 240/SC.D/93-3, dt. 5.10.1993 of G.A.(SC.D) Dept.

5. In the ref. 6th read above, the Commissioner, PR&RE, Hyderabad has placed Smt.K.Neelavathamma, MPDO Rayachoti, Kadapa again under suspension.

6. In the ref. 7th read above, Government have issued orders reinstating Smt.K.Neelavathamma, MPDO (u/s), Rayachoti, Kadapa on the ground that as she has completed two years of suspension period.

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7. In the ref.8th read above, the Hon'ble Spl.Judge for SPE&ACB Cases, Nellore in its judgement dated 16.9.2005 in CC.No.6/2000 that Smt.K.Neelavathamma is convicted for the charges u/s.7 and 13(2) read with 13(1)(d) of Prevention of Corruption Act, 1988.

8. In the ref.9th read above, the Director General, Anti Corruption Bureau, Hyderabad has requested the Government to dismiss Smt.K.Neelavathamma, MPDO, Rayachoti, Kadapa from service on the ground of conduct which led to her conviction on a criminal charge under Rule 25 of APCS(CC&A) Rules, 1991 and the Commissioner, PR&RE, Hyderabad has dismissed Smt.K. Neelavathamma, MPDO from service vide proceedings dated 24.10.2005.

9. In the ref. 10th read above, the Hon'ble A.P.Administrative Tribunal has set aside the dismissal orders of the Commissioner, PR&RE in its orders dated 25.4.2008 in O.A.No.3910/2006 filed by Smt.K. Neelavathamma, Mandal Parishad Development Officer.

10. In the ref. 11th read above, Government have informed the Commissioner, PR&RE, Hyderabad to file an appeal in the Hon'ble Andhra Pradesh High Court against the orders of the Hon'ble APAT orders dated 25.4.2008 in O.A.No.3910/2006.

11. In the ref. 12th read above, the Hon'ble A.P.High Court in its orders dated 5.12.2011 in C.A.No.1446/2005 filed by Smt.K. Neelavathamma, MPDO set aside the conviction and sentence passed by the Spl. Judge for SPE & ACB Cases, Nellore in C.C. No. 6/2000, dated 16.9.2005 against Smt.K.Neelavathamma, MPDO and found that the appellant not guilty of the charges with which she stood charged.

12. Government after careful examination of the matter, with appropriate authorities have decided to drop further action against Smt.K.Neelavathamma, Mandal Parishad Development Officer (Retd.), Rayachoti, Kadapa District. Accordingly, hereby order to drop further action against Smt.K.Neelavathamma, Mandal Parishad Development Officer (Retd.), Rayachoti, Kadapa District.

13. The Commissioner, PR&RE, A.P., Hyderabad shall take further necessary action accordingly in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

DR.K.S.JAWAHAR REDDY
SECRETARY TO GOVERNMENT (PR)

To:

The Commissioner, PR&RE, A.P., Hyderabad.

The individual through the Commissioner, PR&RE, A.P., Hyderabad.

Copy to:

The Secretary to Vigilance Commissioner, A.P.Vigilance Commission, Secretariat Buildings, Hyderabad.

The Director General, Anti Corruption Bureau, A.P., Hyderabad.

The Chief Executive Officer, Zilla Praja Parishad, YSR Kadapa Dist.

SF/SC

//FORWARDED::BY ORDER//

SECTION OFFICER